

# Office of the Indiana Attorney General School Complaint Findings Report



Office of the Indiana Attorney General  
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<b>School Corporation Named in Complaint:</b>	Indianapolis Public Schools
<b>Address of School Corporation Named in Complaint:</b>	120 E. Walnut Street Indianapolis, IN 46204
<b>Name and Address of School Building in Complaint:</b>	Frances Bellamy Pre-school Center, 9501 E. 36th Place, Indianapolis, IN 46236

<b>Date Complaint Received by the Office of the Indiana Attorney General:</b>	12/22/2022
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## Complaint Detail from Complainant:

"1. The School Board failed to comply with Ind. Code § 20-26-7.1-4(a) by not timely notifying the Indiana Department of Education ("IDOE") within the ten (10) day statutory window after taking official action and passing the Rebuilding Stronger Resolution to close, no longer use, or no longer occupy Frances Bellamy Pre-K Center located at 9501 E. 36th Place, Indianapolis, IN 46236 ("Frances Bellamy") (a school building which will cease to be used for classroom instruction) at end of 2022-2023 school year.

2. The School Board failed to comply with the statute by not seeking the required certification of compliance from the Attorney General within the fifteen (15) day statutory timeline pursuant to Ind. Code § 20-26-8.5. The statute requires a school corporation to seek certification pursuant to the requirements in Ind. Code § 20-26-7.1-8.5 "if a governing body passes a resolution to sell, exchange, lease, demolish, hold without operation, or dispose of a school building.""

## Statutory Violations:

Indianapolis Public Schools (IPS) is not in violation of Ind. Code ch. 20-26-7.1 with Frances Bellamy Pre-school Center as it is still in use and occupied by the district. The building is not vacant upon inspection. IPS has provided sufficient documentary evidence to show the school is currently in use and that IPS intends to use Frances Bellamy Pre-school Center even after it ceases to use it for classroom instruction. Ind. Code § 20-26-7.1-3(a)(2)(A) requires a school corporation to make the building available if it is no longer in use or vacant, and Ind. Code § 20-26-7.1-3(b)(1) (A) does not require it to comply with the chapter if it intends to renovate the school building for future use by the corporation.

## Complaint Findings:

**SUBSTANTIATED** ☐

**UNSUBSTANTIATED** ☒